UTILITY PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Sarkis Barkhoudarian

Group Art Unit: Unknown

Serial No.:

Unknown

Examiner: Unknown

Filed: December 31, 2003

Attorney Docket No.: 024.0046 (03-0640)

For: REAL TIME GEAR BOX HEALTH MANAGEMENT SYSTEM AND METHOD

FOR USING THE SAME

INFORMATION DISCLOSURE STATEMENT

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA. 22313-1450

Commissioner:

In accordance with 37C.F.R. 1.56 and in a manner prescribed by 37 C.F.R. 1.97 and 1.98, this Information Disclosure Statement IDS is being submitted herewith for consideration by the United States Patent and Trademark Office.

I. <u>CONTENT</u>

This IDS includes:

X	A list of all patents, publications, applications, or other information submitted for consideration by the Office on PTO/SB/08A Form, which is included herewith;
	A legible copy of: (i) each U.S. patent application publication and U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) each cited pending U.S. application, the application specification including claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion; and (iv) all other information or that portion which caused it to be listed unless subsequently provided in this IDS

II.	CON	CISE EXPLANATION OF THE RELEVANCE (check at least one box)					
	\boxtimes	Except as may be subsequently indicated in this section II, a concise explanation is not required as all of the patents, publications, applications or other information are in the English language.					
		A concise explanation of the relevance, as it is presently understood by the individual designated in 1.56(a) most knowledgeable about the content of the information, of all patents, publications, applications or other information listed that is not in the English language.					
		A copy of the translation of a non-English Language document, or portion thereof. (e.g., a translation of an abstract)					
		Any patent, publication, pending U.S. app is listed on PTO/SB/08A Form, which previously cited by or submitted to the applications that has been relied on for under 35 U.S.C 120 and the IDS submodules with paragraphs (a) through (c) of	are not enclosed herewith were Office in one of the following an earlier effective filing date nitted in the earlier application				
		U.S. Application Serial No.	U.S. Filing Date				
			<u></u>				
III.	THIS	IDS IS BEING FILED UNDER 37 C.F.R.	1.97(b): (check one box)				
		Within three months of the filing date of a continued prosecution application under					
		Within three months of the date of entry in 1.491 in an international application.	of the national stage as set forth				
		Before the mailing date of a first Office Action on the merits. In the event that a first Office Action on the merits has been mailed, please consider this IDS under 37 C.F.R. 1.97(c) and see the statement under 1.97(e) or charge deposit account 50-2091 the fee specified by 37 C.F.R. 1.17(p) if such statement is not selected in Section VI.					
		Before the mailing of a first Office Actio continued examination under 1.114.	n after the filing of a request for				

IV.	THIS	THIS IDS IS BEING FILED UNDER 37 C.F.R. 1.97(c):				
		After the period specified in 27 C.F.R. 1.97(b) and before the mailing da of any of a final action under 1.113, a notice of allowance under 1.311 an action that otherwise closes prosecution in the application, ar accompanied by:				
		a statement specified in 1.97(e) as subsequently provided in this IDS; or				
		the fee set forth in 1.17(p).				
V.	THIS	IDS IS BEING FILED UNDER 37 C.F.R. 1.97(d):				
		After the period specified in 27 C.F.R. 1.97(c) and on or before the payment of the issue fee, and it is accompanied by a statement specified in 1.97(e) as subsequently provided in this IDS <u>and</u> the fee set forth in 1.17(p).				
VI.		ment under 37 C.F.R. 1.97(e) (check only one box) undersigned hereby states that:				
		Each item of information contained in the IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.				
		No item of information contained in the IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this IDS.				
VII.	PAY	MENT OF FEES (check one box)				
		A check in the amount of \$ is enclosed for fees due with respect to this IDS.				
		Please charge Deposit Account No in the amount of \$ for the fees due with respect to this IDS. A duplicate copy of this paper is included with this IDS.				

VIII. CONCLUSION

It is respectfully submitted that the claims presently on file patently distinguish the present invention from each of these references cited in this IDS. The references cited in this IDS are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of ordinary skill in the art. Furthermore the filing of this IDS should not be construed to be an admission that the information cited in this IDS is, or is considered to be, material to patentability as defined in 1.56(b). In addition, the filing of this IDS should not be construed as a representation that a search has been made.

If the Examiner has any questions concerning these IDS, the Examiner is requested to contact the undersigned at the telephone number associated with Customer No. 29,906. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule, with a petition if necessary, and charge the appropriate fee to Deposit Account No. 50-2091.

Please charge any additional fees or credit any overpayment related to this IDS to Deposit Account No. <u>50-2091</u>.

Respectfully submitted,

Date: 31 DEZ 2003

By: ________

David K. Benson

Reg. No. 42,314

Ingrassia Fisher & Lorenz Customer Number 29906

Enclosures:	\boxtimes	PTO/SB/08A
		References
		Foreign Search Report
		Fee
		Other:

PTO/SB/08A (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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Substitute for form 1449A/PTO				Complete if Known		
				Application Number		
				Filing Date	December 31, 2003	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				First Named Inventor	Sarkis Barkhoudarian	
				Art Unit		
((use as many sheets as necessary)			Examiner Name		
Sheet	1	of	1	Attorney Docket Number	024.0046 (03-0640)	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<u> </u>	US- 6,526,356 B1	02-25-2003	DiMaggio et al.	
		US- 6,567,752 B2	05-20-2003	Cusumano et al.	
	<u> </u>	US-			
		US-			
	<u> </u>	US-			
		US-			
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	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ – Number ⁴ – Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	٦⁴		
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If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and selection option 2. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and selection option 2.